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November 16, 1982

Hon. Alexander L. Stevas, Clerk
Office of the Clerk
Supreme Court of the United States
Washington, D.C. 20543

Alberta Gas Chemicals Limited v.
Celanese Corporation, et al.
No. 82-497 (October Term, 1982).

Dear Sir:

I am counsel of record to petitioner Alberta Gas. Its Petition for Certiorari is pending, and the opposing and reply briefs have been filed.

In requesting that certiorari be granted, petitioner points out that there is a conflict between the opinion of the United States Court of Appeals for the Second Circuit in this case and the opinion of the Court of Appeals for the Ninth Circuit in Clipper Exxpress v. Rocky Mountain Motor Tariff Bureau, Inc., 674 F.2d 1252 (9th Cir. 1982).

Yesterday, we were advised by the attorneys for the defendants in Clipper Exxpress that they intend to file a Petition for Writ of Certiorari in the Supreme Court by January 3, 1983, in which they will seek review of the decision of the Ninth Circuit.

Since the Court may deem the foregoing to be of interest in its consideration of Alberta Gas's petition, we respectfully request that you bring this letter to the attention of the Court.

Respectfully yours,

James M. Brachman

James M. Brachman

JMB:as
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